

Exhibit 11

Brenda C. Murphy
The South Carolina State Confys. McMaster/Alexander

August 8, 2022

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1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF SOUTH CAROLINA
3 COLUMBIA DIVISION
4 THE SOUTH CAROLINA STATE
5 CONFERENCE OF THE NAACP

and

6 TAIWAN SCOTT, ON BEHALF OF HIMSELF
AND ALL OTHER SIMILARLY SITUATED
PERSONS.

Plaintiffs,

vs. Case No. 3:21-CV-03302-MGL-TJH-RMG

THOMAS C. ALEXANDER, IN HIS OFFICIAL
CAPACITY AS PRESIDENT OF THE SENATE;
LUKE A. RANKIN, IN HIS OFFICIAL CAPACITY
AS CHAIRMAN OF THE SENATE JUDICIARY
COMMITTEE; MURRELL SMITH, IN HIS OFFICIAL
CAPACITY AS SPEAKER OF THE HOUSE OF
REPRESENTATIVES; CHRIS MURPHY, IN HIS
OFFICIAL CAPACITY AS CHAIRMAN OF THE HOUSE
OF REPRESENTATIVES JUDICIARY COMMITTEE;
WALLACE H. JORDAN, IN HIS OFFICIAL CAPACITY
AS CHAIRMAN OF THE HOUSE OF REPRESENTATIVES
ELECTIONS LAW SUBCOMMITTEE; HOWARD KNAPP,
IN HIS OFFICIAL CAPACITY AS INTERIM
EXECUTIVE DIRECTOR OF THE SOUTH CAROLINA
STATE ELECTION COMMISSION; JOHN WELLS,
JOANNE DAY, CLIFFORD J. EDLER, LINDA MCCALL,
AND SCOTT MOSELEY, IN THEIR OFFICIAL
CAPACITIES AS MEMBERS OF THE SOUTH CAROLINA
STATE ELECTION COMMISSION.

Defendants.

21 DEPOSITION OF: BRENDA C. MURPHY
(Via Videoconference)

DATE: Monday, August 8, 2022

TIME: 10:00 a.m.

25 LOCATION: 6111 North Main Street
Columbia, South Carolina

Brenda C. Murphy
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1 TAKEN BY: Counsel for Thomas Alexander and Luke Rankin 2 REPORTED BY: Elaine L. Grove-DeFreitas, Independent Professional Reporter (Via Videoconference) 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25	Page 2	Page 4
		<p>1 APPEARANCES OF COUNSEL: 2 ATTORNEYS FOR THE HOUSE DEFENDANTS: 3 NEXSEN PRUET, LLC 4 BY: JENNIFER HOLLINGSWORTH BY: HAMILTON BARBER 5 1230 Main Street Suite 700 6 Columbia, South Carolina 29201 803-771-8900 7 hbarber@nexsenpruet.com (Via Videoconference) 8 9 ATTORNEYS FOR ELECTION DEFENDANTS: 10 BURR & FORMAN, LLP 11 BY: JANE W. TRINKLEY 12 1221 Main Street Suite 1800 13 Columbia, South Carolina 29201 803-799-9800 14 jtrinkley@burr.com (Via Videoconference) 15 16 ALSO PRESENT: Cyndi Nygord (Via Videoconference) 17 18 19 20 21 22 23 24 25</p>
1 APPEARANCES OF COUNSEL: 2 ATTORNEYS FOR THE PLAINTIFFS 3 THE SOUTH CAROLINA STATE CONFERENCE OF THE NAACP: 4 NAACP LEGAL DEFENSE & EDUCATIONAL FUND, INC. BY: RAYMOND AUDAIN BY: JOHN CUSICK 40 Rector Street Fifth Floor New York, New York 10006 212-965-2200 raudain@naacpldf.org jeusick@naacpldf.org (Via Videoconference) and BY: ANTONIO L. INGRAM II 700 14th Street, NW Sixth Floor Washington, D.C. 20005 646-647-7754 aingram@naacpldf.org (Via Videoconference) 16 ATTORNEYS FOR THOMAS C. ALEXANDER AND LUKE A. RANKIN: 17 ROBINSON, GRAY, STEPP & LAFFITTE, LLC BY: ROBERT E. TYSON, JR. BY: LA'JESSICA STRINGFELLOW 1310 Gadsden Street Columbia, South Carolina 29201 803-929-1400 rtysen@robinsongray.com lstringfellow@robinsongray.com (Via Videoconference) 22 23 24 25	Page 3	Page 5

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<p style="text-align: right;">Page 6</p> <p>1 BRENDA C. MURPHY, 2 being first duly sworn, testified as follows: 3 DIRECT EXAMINATION 4 BY MR. TYSON: 5 Q. Good morning, Ms. Murphy. My name is 6 Rob Tyson. I'm an attorney for the Senate 7 Defendants, President Alexander, and Senator Rankin, 8 I guess as chair of the Judiciary Committee. 9 Thank you for being here. Can you state 10 your name? 11 A. My name is Brenda C. Murphy, 12 M-U-R-P-H-Y. 13 Q. And where do you live, Ms. Murphy? 14 A. Where do I live or where I am? 15 Q. Yes, ma'am. Either one. Where do you 16 live and where are you now? 17 A. Okay. I live in Columbia, South 18 Carolina. And I'm currently at 6111 North Main 19 Street, Columbia, South Carolina. 20 Q. Well, very good. And so I will go kind 21 of through the rules, but you have now become a pro 22 at being deposed. But if you can't hear me or if I 23 ask a poor question, just ask me to repeat it. 24 Okay? 25 A. Okay.</p>	<p style="text-align: right;">Page 8</p> <p>1 the relevant questions and move on. Okay? 2 A. Okay. 3 Q. All right. You know the State 4 Conference is the plaintiff in this case. Correct? 5 A. Yes, I do. 6 Q. All right. So you know we are going to 7 trial in a couple of months. Right? 8 A. Yes. 9 Q. And you know the burden is on the 10 plaintiff to prove the case. Correct? 11 A. Yes. 12 Q. So I'm going to ask questions today, 13 just giving you a heads-up, just to kind of make 14 sure I understand how you came about trying -- how 15 you became a plaintiff, and then just try to get a 16 little bit of a better understanding of what it is 17 that you think the General Assembly should have done 18 differently. Okay? 19 A. Okay. 20 Q. No real tricks to it. I just want to 21 know a little bit more about how you got in the 22 lawsuit and then why you got in the lawsuit, and 23 then what do you expect to get out of it. Okay? 24 A. Okay. 25 Q. As you heard me say to the court</p>
<p style="text-align: right;">Page 7</p> <p>1 Q. But the simple rules are you know you're 2 under oath. Correct? 3 A. Yes. 4 Q. Okay. And so I'm going to ask some 5 questions, and the court reporter is recording them. 6 So when you speak, just make sure that you don't nod 7 or you don't shake or whatever; that you do speak so 8 the court reporter can hear you. Okay? 9 A. Okay. 10 Q. I'm going to ask questions. And there 11 might be a possibility or probably -- a probability 12 that Mr. Ingram is going to voice an objection. And 13 if he does we will let him state his objection, and 14 then if you would just go on and answer my question 15 after he states his objection. Okay? 16 A. Okay. 17 Q. We are not going to be here real long 18 today, but -- you know, it's my birthday and so -- 19 A. Happy birthday. 20 Q. Thank you. And not just that, but you 21 have been deposed, and I think we have a good 22 understanding of your testimony so I'm going to try 23 not to repeat or rehash that. There might be some 24 overlap, so I apologize, but we are going to try to 25 kind of get to some stuff pretty quickly, just ask</p>	<p style="text-align: right;">Page 9</p> <p>1 reporter, we are going to take two depositions 2 today. One, to start this morning, I'm just asking 3 you questions for you as Ms. Murphy. Okay? As 4 President Murphy. 5 A. Okay. 6 Q. Later, when we quit in an hour or two 7 and ask I questions about -- and we stop and then we 8 will go into it, we will have a 30(b)(6) deposition. 9 And when I ask those questions and then when you 10 respond, you're answering on behalf of the 11 organization. Okay? 12 A. Okay. 13 Q. Do you see that difference? Do you 14 understand that difference? 15 A. I do. 16 Q. Okay. So the first part will be just 17 your personal opinion or how you see things 18 personally, and the second part will be you're 19 speaking for the organization. 20 What's difficult sometimes is that those 21 roles kind of blur, or those responsibilities kind 22 of blur. So if my question is poor or you're not 23 sure if I am asking you a question as Brenda Murphy 24 versus as President Murphy, just let me know and 25 then we can figure out how to go from there. Okay?</p>

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<p style="text-align: right;">Page 42</p> <p>1 Q. And you said you began to have concerns 2 prior to them drawing a map?</p> <p>3 A. Well, we were concerned whenever many 4 individuals would talk -- well, they expressed 5 concerns about -- their feeling that their voices 6 were not heard. When litigation was filed it wasn't 7 until, actually, in January -- January, February. 8 So, you know, we had a chance to look at maps that 9 were shared and individuals could voice their 10 opinions.</p> <p>11 Q. Okay. I think we will follow back up on 12 some of the litigation after a while.</p> <p>13 A. Okay.</p> <p>14 Q. Did you have a -- was it one of your 15 goals to try to ensure that another 16 majority-minority district was drawn of the seven 17 Congressional districts?</p> <p>18 A. Was that a goal? Well, I don't think it 19 was a goal. The only thing that we were concerned 20 about is fair mapping and considering the criteria. 21 It would always be good to have increased Black 22 representation, but we know -- you know, there were 23 changes in populations and shifting of numbers.</p> <p>24 Q. So you don't think it was a goal that 25 you were going to go in and try to see, of the seven</p>	<p style="text-align: right;">Page 44</p> <p>1 there is splitting -- to minimize splitting. 2 Minimize packing in hopes of Black people being able 3 to have some influence over who is elected as their 4 representative.</p> <p>5 Q. All right. So let's go through some of 6 those. You said it was important that they were 7 contiguous. Right?</p> <p>8 A. Yes.</p> <p>9 Q. That doesn't have anything to do with 10 race. Correct?</p> <p>11 A. Well, I think the main thing is that 12 they are drawn in such a way that the Black vote has 13 some influence over who serves, the individual. 14 That's the primary goal.</p> <p>15 Q. Yes, ma'am. But contiguous means that a 16 district would be next to each other. Right?</p> <p>17 A. Yeah. Yeah.</p> <p>18 Q. So that wouldn't have anything to do 19 with race. Correct?</p> <p>20 A. Well, it might.</p> <p>21 Q. The communities of interest, are there 22 communities of interest that don't involve race?</p> <p>23 A. Well, yeah. If you look at subsets, 24 yes, community subsets within a community. But when 25 we are talking communities of interest, we are</p>
<p style="text-align: right;">Page 43</p> <p>1 Congressional districts, whether there could be 2 another majority African-American district?</p> <p>3 MR. INGRAM: Objection.</p> <p>4 THE WITNESS: No, that was never stated.</p> <p>5 BY MR. TYSON:</p> <p>6 Q. Was it a goal to make sure that the six 7 Congressional districts remained relatively the same 8 such that an African-American member -- person could 9 be elected there?</p> <p>10 MR. INGRAM: Objection.</p> <p>11 THE WITNESS: Let me say, whenever we 12 were looking at communities it was more to serve the 13 people, to ensure that packing and cracking did not 14 occur in certain areas to minimize the influence of 15 the Black voter. We had no -- you know, when we 16 looked at this it was not with the intention of 17 looking at who was where, not at all.</p> <p>18 BY MR. TYSON:</p> <p>19 Q. When you said that you looked at 20 criteria, what were some of those criteria that were 21 important to you? When you said you wanted to have 22 fair mapping, you considered criteria, what are some 23 of those criteria?</p> <p>24 A. Communities being contiguous.</p> <p>25 Communities of interest not done in such a way that</p>	<p style="text-align: right;">Page 45</p> <p>1 talking about those individuals that are served by, 2 you know, a county, for example, being split three 3 different ways, that's just not good. Individuals 4 with similar interests, use the same hospitals, are 5 being placed in another area where the interests are 6 not the same.</p> <p>7 Q. And I agree with you. I'm not arguing 8 with you about what those communities look like. 9 But again, if we are trying to look at individuals 10 with similar interests or same interests are being 11 placed -- well, let's just look at it that way. 12 That doesn't just relate to African-American voters, 13 does it?</p> <p>14 MR. INGRAM: Objection.</p> <p>15 THE WITNESS: Well, you know, it depends 16 on how you look at that.</p> <p>17 BY MR. TYSON:</p> <p>18 Q. And that's right. That's 100 percent 19 accurate. But I was just trying to -- are there 20 communities of interest that could be -- that might 21 have same -- similar interests but might not be 22 African-American voters? Does that --</p> <p>23 A. Yeah. Have similar interests, yes.</p> <p>24 Q. Yes, ma'am.</p> <p>25 A. I would say yes.</p>

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